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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Mark W. Publicover, et al.

**Application No.** 09/800,273

**Filed:** March 5, 2001

**Confirmation No.** 3749

**For:** TRAMPOLINE OR THE LIKE WITH  
ENCLOSURE

**Examiner:** Jerome W. Donnelly

**Art Unit:** 3764

**Attorney Reference No.** 5578-58206-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AF, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney  
for Applicant(s)

Date Mailed January 27, 2005

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**PURSUANT TO 37 C.F.R. § 1.97(c)**

Listed on the accompanying form PTO-1449 are two U.S. Patent documents and several "Other Documents." Copies of the "Other Documents" are transmitted herewith. Applicants respectfully request that these documents be listed as references cited on the issued patent.

Copies of United States patents and United States published patent applications do not have to be provided to the Patent Office (37 C.F.R. 1.98(a)(2)(ii)). Applicants will provide copies of such patents or applications upon request.

This Supplemental Information Disclosure Statement (SIDS) should be treated as an information disclosure statement filed under 37 C.F.R. 1.97(c) despite an indication that the Office action of July 28, 2004 was a "final" action. The Office action of the July 28, 2004 was designated "final" due to an error by the Patent and Trademark Office. This error is explained in the Amendment after Final Action and Request to Withdraw Finality, filed January 27, 2005.

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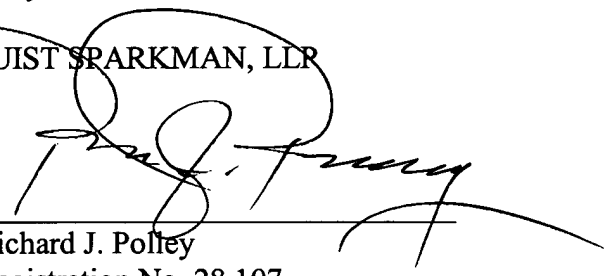
Please charge \$180.00, as required by 37 C.F.R. § 1.17(p), for filing this SIDS in compliance with 1.97(c) and any additional fees which may be required in connection with filing this SIDS, or credit any overpayment, to Deposit Account No. 02-4550. A duplicate of this SIDS is enclosed.

The filing of this SIDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

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RJP/E 01/2705 5578-58206-01 348857

**INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT**

Attorney Docket Number	5578-58206-01/RJP
Application Number	09/800,273
Filing Date	March 5, 2001
First Named Inventor	Publicover
Art Unit	3764
Examiner Name	Jerome W. Donnelly

**U.S. PATENT DOCUMENTS**

Copies of U.S. Patent documents do not need to be provided, unless requested by the Patent and Trademark Office. For patents, provide the patent number and the issue date. For published U.S. applications, provide the publication number and the publication date. For unpublished pending patent applications, provide the application number and the filing date.

Examiner's Initials*	Cite No. (optional)	Number	Publication Date	Name of Applicant or Patentee
		6,053,845	April 25, 2000	Publicover et al.
		6,261,207	July 17, 2001	Publicover et al.

**OTHER DOCUMENTS**

Examiner's Initials*	Cite No. (optional)	
		Findings of Fact and Conclusions of Law; Order on Post-Trial Motions (redacted), <i>JumpSport, Inc. v. JumpKing, Inc., et al.</i> (U.S. District Court, ND Cal., No. C 01-4986 PJH), March 18, 2004
		Order Denying Certain Post-Trial Motions; Granting Certain Post-Trial Motions; Requesting Additional Briefing Re Non-infringement (redacted), <i>JumpSport, Inc. v. JumpKing, Inc., et al.</i> (U.S. District Court, ND Cal., No. C 01-4986 PJH), August 20, 2004
		"Declaration of William H. Curtis", executed on Aug. 28, 2002, (11 pgs.)
		Hedstrom, Trampoline Ball Pit <sup>®</sup> , Instruction Manual for Model No. 8-548, Version 1.3, (8 pgs.)
		Hedstrom, Tramp Pit B/C, Single Zipper Access Zipper Closes Down, (2 pgs.)
		Hedstrom, Hex Ball Pit, Drawing, (1 pg.)
		Hedstrom, Ball Pit, Drawings, (5 pgs.)
		"The Fallguard Safety System", www.fallguard.net, Copyright 1998, (2 pgs.)
		"The Original Fall-Guard Trampoline Safety Enclosure (Patent 5399132)", <a href="http://123easy.com/adexersize/firsttry.htm">http://123easy.com/adexersize/firsttry.htm</a> , (4 pgs.)
		Gordon's Aeroball <sup>™</sup> , D.W. Gordon, Inc., Photos, (7 pgs.)
		"Declaration of Rolland Wayne Rich", executed on Feb. 25, 2002, (7 pgs.)

EXAMINER  
SIGNATURE:DATE  
CONSIDERED:

\* Examiner: Initial if reference considered, whether or not in conformance with MPEP 609. Draw line through cite if not in conformance and not considered. Include copy of this form with next communication to applicant.